

**SUPERIOR COURT OF CALIFORNIA,  
COUNTY OF VENTURA  
VENTURA**

**MINUTE ORDER**

DATE: 08/23/2016

TIME: 08:20:00 AM

DEPT: 43

JUDICIAL OFFICER PRESIDING: Kevin DeNoce

CLERK: Tiffany Froedge

REPORTER/ERM: None

CASE NO: **56-2014-00460814-CU-PA-VTA**

CASE TITLE: **Perez Rulfo vs. Blois**

CASE CATEGORY: Civil - Unlimited

CASE TYPE: PI/PD/WD - Auto

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**EVENT TYPE:** Demurrer (CLM) to the first amended complaint

MOVING PARTY: Steven Blois

CAUSAL DOCUMENT/DATE FILED: Demurrer to First amended complaint, 07/21/2016

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**EVENT TYPE:** Motion to Strike

MOVING PARTY: Steven Blois

CAUSAL DOCUMENT/DATE FILED: Motion to Strike portions of Plaintiffs First Amended Complaint, 07/21/2016

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**EVENT TYPE:** Motion for Continuance - Other (CLM) of Trial

MOVING PARTY: Steven Blois

CAUSAL DOCUMENT/DATE FILED: Motion to Continue Trial and Reopen discovery, 07/29/2016

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**APPEARANCES**

Thomas G Adams, counsel, present for Plaintiff(s).

Matthew Voss, specially appearing for counsel THOMAS M PHILLIPS, present for Defendant(s).

John E Stobart, counsel, present for Defendant(s) telephonically.

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At 09:05 a.m., court convenes in this matter with all parties present as previously indicated.

Telephonic appearance by counsel for Defendant Barbara Blois.

Counsel have received and read the court's written tentative ruling.

Defendant Steven Blois will submit on the Court's tentative ruling.

Matter submitted to the Court with argument.

The Court finds/orders:

The Court's tentative is adopted as the Court's ruling.

**.The court's ruling as to Motion to Strike is as follows:**

Grant Defendant Steven Blois' motion to strike punitive damages from the 1<sup>st</sup> amended complaint as to Stevn Blois only. The 1<sup>st</sup> amended complaint alleges Ms. Blois and Does 1-10 with willful and wanton conduct. There are no allegations against Does 11 and 4 (Steven Blois).

**The court's ruling as to Demurrer is as follows:**

The court overrules the demurrer. Defendant has 20 days to answer.

**The court's ruling as to Motion to Continue Trial is as follows:**

Steven Blois was named as a Doe defendant on May 10, 2016 and the request to continue the trial is granted. The jury trial is continued to February 21, 2017 at 1:30 p.m. in Courtroom 43.

After discussions with counsel, the Court rules that discovery is open but not expert discovery (pursuant to CCP 2034). The Court's tentative ruling is to allow depositions to be retaken.

At the request of counsel, the Court sets a date for Motion for Summary Judgment.

Motion for Summary Judgment is scheduled for 12/16/2016 at 08:20 AM in Department 43.

Parties waive notice.